

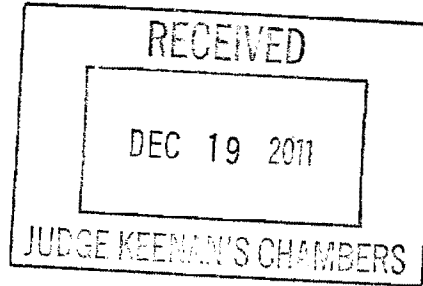
WILMERHALE

MEMO ENDORSEMENT
December 16, 2011

Christopher Davies

By Federal Express

The Honorable John F. Keenan
United States District Judge
Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St., Room 1930
New York, New York 10007



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christopher.davies@wilmerhale.com

Re: Plumbers, et al. v. Fairfax Financial Holdings Limited, et al., No. 11 CV 5097 (JFK)

Dear Judge Keenan:

We represent defendant PricewaterhouseCoopers LLP, Toronto, Ontario, Canada ("PwC Canada"). This afternoon we mistakenly filed our (1) Notice of Motion to Dismiss [Docket No. 27], (2) Memorandum of Law in Support thereof [Docket No. 28] and (3) Declaration in Support of the Motion to Dismiss [Docket No. 29] (collectively, the "Motion Papers") in ECF, rather than waiting until the motion had been fully briefed as specified by Rule 2.E of your Individual Practices. We apologize to the Court for this oversight.

Accordingly, we respectfully withdraw without prejudice the Motion Papers, and will refile them once briefing has been completed, in accordance with your Individual Practices.

We appreciate the Court's consideration. Please feel free to have your chambers contact me should you have any questions.

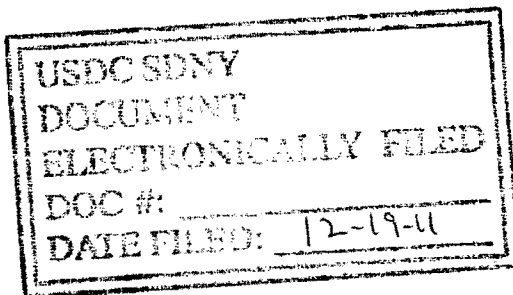
Respectfully submitted,

A handwritten signature in cursive script, appearing to read "C. Davies".

Christopher Davies
cc: All counsel

The motion is withdrawn, without prejudice, to be re-filed on April 1, 2012, in accordance with the Court's Order of October 13, 2011.
SO ORDERED.

Dated: New York, N.Y.
December 19, 2011

A handwritten signature in cursive script, appearing to read "John F. Keenan".

U.S.D.J.